

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DORIS KNIGHTEN,)	
)	No. CV-11-5078-JPH
Plaintiff,)	
)	ORDER GRANTING STIPULATED
v.)	MOTION FOR REMAND
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	

BEFORE THE COURT is the parties' stipulated motion to remand this case to the Commissioner for further administrative proceedings, **ECF No. 21**. Thomas A. Bothwell represents plaintiff. Special Assistant United States Attorney M. Thayne Warner represents defendant. The parties have consented to proceed before a magistrate judge, ECF No. 7.

After considering the stipulated motion, ECF No. 21, **IT IS ORDERED** that the **motion is GRANTED. The case is REVERSED and REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings, including:

1. Upon remand from the Appeals Council, the Commissioner is directed to assign this case to an administrative law judge (ALJ) to offer the claimant the opportunity for a supplemental hearing.

2. The ALJ will take any further action needed to complete the administrative record.

Because this remand is pursuant to sentence four with a remand to the Commissioner for further proceedings (see *Melkonyan v. Sullivan*, 501 U.S. 89 (1991)), plaintiff is entitled to reasonable attorney's fees and costs pursuant to 28 U.S.C. § 2412 (a), (d), upon proper request to this Court.

1. The parties' stipulated motion for an order of remand pursuant to sentence four, ECF No. 21, is **GRANTED**.

3. An application for attorney fees and costs may be filed by separate motion.

IT IS SO ORDERED.

DATED this 13th day of July, 2012.

ORDER GRANTING STIPULATED MOTION
FOR ORDER OF REMAND - 2